



MAYOR AND COUNCIL AGENDA

NO. 9A

DEPT.: / City Clerk's Office
STAFF CONTACT: Claire F. Funkhouser

DATE PREPARED: 7/19/05
FOR MEETING OF: 7/25/05

SUBJECT: Approval of Minutes

RECOMMENDATION: Approve minutes of Meeting No. 17-05 (May 16, 2005), Meeting No. 18-05 (May 17, 2005), and Meeting No. 19-05 (May 23, 2005)

DISCUSSION:

Options Considered:

Fiscal Impact:

Change in Law or Policy:

Boards and Commissions Review:

Next Steps:

PREPARED BY:

DATE:

LIST OF ATTACHMENTS: Blue copies of minutes reflecting changes made by the Mayor and Council and the City Attorney



MAYOR AND COUNCIL AGENDA

NO. 98

DEPT.: Recreation and Parks

DATE: July 19, 2005

ACTION: Award of Bid #58-05
TO: Playground Specialists, Inc.
OF: Emmitsburg, Maryland
AMOUNT: \$309,620
FOR: Removal of Existing Play
Equipment and the Installation of New
Play Equipment at Three City Parks;
Replacements at Bullards Park and
Horizon Hill Park; New Equipment at
Falls Grove Park

ACTION STATUS:

FOR THE MEETING OF: 8/1/05

INTRODUCED
PUB. HEARING
INSTRUCTIONS
APPROVED
EFFECTIVE

ROCKVILLE CITY CODE,
CHAPTER
SECTION

☒ **CONSENT AGENDA**

RECOMMENDATION: Staff recommends the award of Bid 58-05 for removal of existing play equipment and the installation of new play equipment to Playground Specialists, Inc. of Emmitsburg, Maryland in the amount of \$248,755 with an add alternate for rubber surface in the amount of \$60,865 for a grand total of \$309,620.

NOTE: This project is supported by two grants: \$98,500 from the Maryland Department of Natural Resources' Community Parks and Playgrounds Program; and \$70,000 from the Falls Grove developer.

IMPACT: ☐ Environmental ☒ Fiscal ☒ Neighborhood ☐ Other:

Fiscal: Funding is approved in the current Capital Improvements Program Project 420-900-4G61.

Neighborhood: The project involves the replacement of play equipment to improve the quality of play and safety. Neighborhood Playground Advisory Teams assisted City staff with the designs for each of these new playgrounds.

BACKGROUND: Invitations for Bid were mailed to 10 firms, none of which were Rockville firms. Sealed bids were received and opened on July 06, 2005 at 2:00 p.m. in the Mayor and Council Chamber. Three bids were received, as follows:

Order	Contractor	Location	Total Bid
1.	Playground Specialists, Inc.	Emmitsburg MD	\$309,620
2.	Triple J. Construction	Gaithersburg MD	\$340,474
3.	Custom Park Services	Jessup MD	\$355,175

Note: The City received a grant of \$98,500 from Maryland DNR's Community Parks and Playground Program to fund various improvements at Bullards Park. A grant of \$70,000 was received from the Falls Grove developer to assist in funding the new equipment at the Falls Grove Park

Project Description: The project provides for scheduled replacement of play equipment at Bullards Park and Horizon Hill Park and new equipment installation at Falls Grove Park. All play equipment shall be in compliance with the U.S. Consumer Products Safety Commission guidelines, the American Society for Testing and Materials Standards, the Americans with Disabilities Act, and the International Play Equipment Manufacturer Association. Equipment being replaced at Bullards and Horizon Hill Parks is more than twelve years old and is no longer in compliance with these standards.

Poured-in-place rubberized playground safety surfaces provide a low maintenance, high quality, durable and accessible play surface. Bullards Park and Falls Grove Park are high-use/high traffic playground sites that will greatly benefit by having a poured-in-place safety surface. Poured-in-place rubberized playground safety surface at Bullards Park is being funded through the Maryland DNR's Community Parks and Playground Program Grant. An add-alternate for poured-in-place rubberized playground safety surface at Falls Grove Park is being funded through the Falls Grove developer's contribution.

New play equipment installations at Horizon Hill will have certified accessible "Wood Carpet" safety surfaces.

Budget Estimate: \$374,000

References: Playground Specialists, Incorporated, formally All Recreation Incorporated, has provided satisfactory service on previous playground equipment replacement projects for the City of Rockville.

PREPARED BY:



Steven E. Mader, Superintendent of Parks and Facilities

7-19-05
Date

APPROVE:



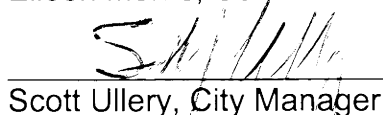
Burt Hall, Director of Recreation and Parks

7-19-05
Date



Eileen Morris, Contracts Officer

7-19-05
Date



Scott Ullery, City Manager

7-19-05
Date

LIST OF ATTACHMENTS: None



MAYOR AND COUNCIL AGENDA

NO. DEPT.: Public Works / Engineering
STAFF CONTACT: Edwin Woo

DATE PREPARED: 7/11/05
FOR MEETING OF: 8/1/05

SUBJECT:

Award of Bid #04-06 to George Kountoupes Painting Company of Lincoln Park, Michigan in the amount of \$105,000 for installation of Cathodic Protection Systems for the Hunting Hill and Carr Avenue water tanks.

RECOMMENDATION:

Staff recommends that the Mayor and Council award Bid #04-06 to George Kountoupes Painting Company in the amount of \$105,000 for installation of Cathodic Protection Systems.

DISCUSSION:

Background:

Staff prepared and publicly advertised Bid #04-06, "Installation of Cathodic Protection Systems to the Hunting Hill and Carr Avenue water tanks." Notification of Bid # 04-06 was distributed to 47 firms. Bid notification also was posted on the City's Web site. No Rockville firms provide this service. Bids received were publicly opened on Wednesday, July 13, 2005. One bid was received.

<u>Firm</u>	<u>Location</u>	<u>Amount</u>
George Kountoupes Painting Company	Lincoln Park, Michigan	\$105,000

The revised engineer's estimate is \$150,000. This includes approximately \$30,000 for refurbishment of the tank coatings of which the condition is unknown at this time.

Notes on Bid:

This is a re-bid of Bid #5-05 which was rejected in FY05 because all responses to the bid exceeded the available budget and the original engineer's estimate of \$60,000. The low bid received in FY05 was \$106,500 by this same firm. Staff determined that the original engineer's estimate was under estimated and did not include an amount for possible refurbishment so a revised engineer's estimate of \$150,000 was obtained. It was concluded by both staff and Tank Industries Consultants (TIC), the consultant for this project, that \$105,000 is the current market price for the installation and standard warranty of this system.

Project Description:

The project involves the supply and installation of a corrosive prevention system, known as Cathodic Protection, for two of the City's steel water tanks, Hunting Hill and Carr Avenue. This system will increase the longevity of the tanks by reducing corrosion.

Reference:

Staff has checked the references provided and found the performance of this company to be satisfactory. In addition, TIC also recommended award to George Kountoupes Painting Company.

Fiscal Impact:

Adequate funding is included in the FY06 Capital Improvements Program budget as part of the Water - Cathodic Protection project. (210-850-1A34-0426).

Next Steps:

Issue a contract and performance and payment bond to George Kountoupes Painting Company in the amount of \$105,000 for Cathodic Protection Systems at the Hunting Hill and Carr Avenue water tanks.

PREPARED BY: Edwin Woo

Edwin Woo, Civil Engineer II

7/20/2005

Date

CONCUR:

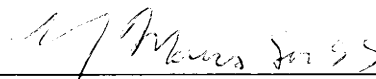


Eileen Morris, Contracts Officer

7/20/05

Date

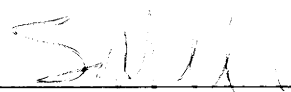
APPROVE:


Susan T. Straus, Acting Director of Public Works

7/20/05

Date

APPROVE:


Scott Ullery, City Manager

7/20/05

Date

LIST OF ATTACHMENTS:

None



MAYOR AND COUNCIL AGENDA

NO. 15

DEPT.: Information and Technology / Finance

DATE PREPARED: July 18, 2005

STAFF CONTACT: Tim Peifer/Tom DeGeorge

FOR MEETING OF: August 1, 2005

SUBJECT: Renewal of Annual Software Maintenance Agreement with CGI-AMS, Inc. of Fairfax, Virginia in the amount of \$109,830.

RECOMMENDATION: Staff recommends that the Mayor and Council approve the renewal of the software maintenance agreement with CGI-AMS (formerly American Management Systems) in the amount of \$109,830.

DISCUSSION:

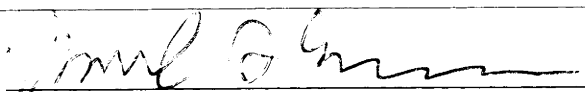
Background

Strategically, this is the core business application necessary to deliver services to citizens, the Mayor and Council, and City employees. Most of the computer application systems in use at the City depend upon and interact with the financial system software at some level – essentially, the financial software is the “central nervous system” of the City’s business processes.

On December 13, 2005, the Mayor and Council approved the upgrade of the City’s financial system to Advantage 3.0. As part of the ongoing costs of maintaining the software, the contract approved last December requires annual maintenance fees for the various components of the new financial system including the base system, inventory management, procurement, InfoAdvantage (data warehouse), and third-party software. In addition, the \$109,830 includes maintenance for the human resources/payroll on the old Advantage 2.0 system which is scheduled to be upgraded by January 1, 2007. Annual maintenance ensures that the software is kept up to date with the latest patches and software revisions and provides technical support to staff when problems arise.

Fiscal Impact: Sufficient funds are available in account 110-750-0100-0214.

PREPARED BY:

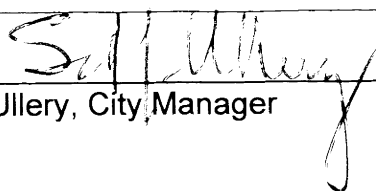

Mike Cannon, Director of Information & Technology

CONCUR:


Eileen Morris, Contract Officer

7/20/2005
Date

APPROVED BY:


Scott Ullery, City Manager

7/25/05
Date

LIST OF ATTACHMENTS:

None



MAYOR AND COUNCIL AGENDA

NO. 96

DEPT.: Public Works / Engineering
STAFF CONTACT: Edwin Woo

DATE PREPARED: 7/11/05
FOR MEETING OF: 8/1/05

SUBJECT:

Release existing storm drain easements located at Lincoln Terrace.

RECOMMENDATION:

Staff recommends that the Mayor and Council authorize the City Manager to execute documents in a form satisfactory to the City Attorney releasing existing storm drain easements. These existing easements are no longer required. New easements will be processed upon the redevelopment of the Lincoln Terrace Housing Project.

DISCUSSION:

The existing easements to be abandoned were established on plat book 69, plat 6385 and by deed L.3679 F.652 for the housing project at Lincoln Terrace by Rockville Housing Enterprises. Presently, Mid-City Urban (Lincoln Terrace M.C.U.L.L.C.) applied to redevelop this site into a new housing complex. New storm drain easements will be processed as a result of this new development. Hence, the existing storm drain easements are no longer required. The high-lighted areas on the sketch are the storm drain easements to be extinguished.

The developer, Mid-City Urban (Lincoln Terrace, M.C.U.L.L.C.), with the help of their attorney, Linowes & Blocher, and their engineering firm, Apex Engineering, has prepared the necessary documents. Staff from the Department of Public Works will review and approve the documents physically describing the subject area.

Next Steps:

The City Attorney will review and approve the content of the documents.

PREPARED BY: Edwin Woo
Edwin Woo, Civil Engineer II

7/21/2005
Date

APPROVE: [Signature]
Susan T. Straus, Acting Director of Public Works

[Signature]
Date

APPROVE: [Signature]
Scott Ullery, City Manager

7/26/05
Date

LIST OF ATTACHMENTS:

"Schedule A" – Description of abandonment of two storm drainage easements across the property of Housing Authority of the City of Rockville, including Exhibits A and B and the legal description from the original easement.

SCHEDULE "A"

**DESCRIPTION OF ABANDONMENT
OF TWO STORM DRAINAGE EASEMENTS
ACROSS THE PROPERTY OF
HOUSING AUTHORITY OF THE CITY OF ROCKVILLE
ROCKVILLE ELECTION DISTRICT
MONTGOMERY COUNTY, MARYLAND**

Being two (2) strips or parcels of land referred to as Part One and Part Two lying in the Rockville Election District of Montgomery County, Maryland, hereinafter described in, through, over and across the property of the Housing Authority of the City of Rockville as acquired by the following two deeds, the first from Eureka Tabernacle No. 29, Order of Galilean Fisherman, et al by deed dated March 20, 1957 and recorded among the Land Records of Montgomery County, Maryland in Liber 2330 at Folio 308, and the second from Louis A. Cotler and Morris Cotler, et al by deed dated April 2, 1957 and recorded among the aforesaid Land Records in Liber 2334 at Folio 338; the first of said easements described as Part One being all of that (no specified width) storm drainage easement acquired by The Mayor and Council of Rockville, Maryland from The Housing Authority of the City of Rockville, Maryland by deed dated October 4, 1967 and recorded among the aforesaid Land Records in Liber 3679 at Folio 652 and as more particularly described as Part One on EXHIBIT "A" attached hereto and made a part hereof by this reference; the second of said easements described as Part Two being all of that Drainage Easement established and shown on a plat of dedication entitled " WESTMORE AVENUE, MOORE DRIVE AND DRAINAGE EASEMENT, LINCOLN TERRACE" recorded among the Land Records of Montgomery County, Maryland, in Plat Book 69 as Plat No. 6385 and being more particularly described as Part Two as shown on EXHIBIT "B" attached hereto and made a part hereof by this reference.

INFORMATION FOR RECORDING

<u>Parcel</u>	<u>Parcel ID No.</u>	<u>Premise Address</u>	<u>Plat Reference</u>
Map GS31 P133	04-00147356	Moore Drive	P.B. 69 P. 6385
Map GS31 P190	04-00147345	Moore Drive	P.B. 69 P. 6385

Recorded Oct. 27th, 1967 at 11:46 A.M.

EASEMENT

Made this 4th day of October, in the year 1967, by and between The Housing Authority of the City of Rockville, Maryland, Party of the First Part, and The Mayor and Council of Rockville, a municipal corporation of the State of Maryland, Party of the Second Part;

WITNESSETH, that in consideration of the sum of ONE DOLLAR (\$1.00), cash in hand paid to the Party of the First Part, the sum of which is hereby confessed and acknowledged, the said Party of the First Part does hereby grant and convey unto the said Party of the Second Part, the easement and right-of-way for the installation, construction, reconstruction, maintenance, repair, operation and inspection of a storm drainage easement within the said easement area and right-of-way, together with the right of ingress and egress along and over said area for any and all such purposes, the said easement and right-of-way being described as follows:

Beginning for the same at a point lying S 01° 39' 00" W, 222.41 feet from the northerly corner of Parcel "A", of above mentioned Housing Authority property, as recorded at Liber 2334, Folio 338, among the Land Records of Montgomery County, said point being the intersection of the East right-of-way line of Westmore Avenue with the southwesterly right-of-way line of Horners Lane and thence leaving said easterly right-of-way line of Westmore Avenue, S 82° 27' 01" E, 207.90 feet; thence, running on a curve to the right an arc distance of 24.90 feet (curve data: radius 40.00 feet, chord 24.50 feet and chord bearing S 64° 37' 01" E); thence, S 46° 47' 01" E, 98.00 feet to intersect the northerly line of the existing 10 feet wide storm sewer easement, as recorded in Plat Book 69, Plat 6385, among the Land Records of Montgomery County, Maryland, containing 3308 square feet of land more or less.

TO HAVE AND TO HOLD the granted easement and right-of-way and all the rights and appurtenances thereto belonging to the said Party of the Second Part, its successors and assigns, forever.

AND THE SAID Party of the First Part covenants:

First: That it will obtain the consent of the Party of the Second Part before it erects or permits to be erected any permanent building or structure, or before it fills in or excavates within the above described easement and right-of-way.

EXHIBIT 'A'

SCALE: 1"=50'
PLAT DATUM
P.B.69 P.6385

WESTMORE AVENUE
(R/W VARIES)

S01°39'00"W 241.85 FOOT
PLAT LINE P.B. 69 P. 6385

HOUSING AUTHORITY OF THE
CITY OF ROCKVILLE
LIBER 2334 FOLIO 338

PART ONE
ABANDONMENT OF A
STORM DRAINAGE EASEMENT
(NO DEFINED WIDTH)
CREATED IN L.3679 F.652

HOUSING AUTHORITY OF THE
CITY OF ROCKVILLE
LIBER 2330 FOLIO 308

EXISTING DRAINAGE EASEMENT
PLAT BOOK 69 PLAT 6385
(ALSO TO BE ABANDONED)
SEE PART TWO

MOORE DRIVE
(40' R/W)
P.B. 69 P.6385

HOUSING AUTHORITY OF ROCKVILLE
LIBER 2330 FOLIO 308

CURVE TABLE

⊙	RADIUS	LENGTH	DELTA	TANGENT	CHORD BEARING	CHORD DIST.
1	40.00	24.90	35°40'00"	28.71	S64°37'01"E	24.50

I hereby certify that this sketch and accompanying
description have been prepared under my
supervision and are based upon available records.

Donald F. Remmers 7/15/05

DONALD F. REMMERS
Professional Land Surveyor
Maryland Registration No.10888



15850 CRABBS BRANCH WAY, SUITE 200
ROCKVILLE, MARYLAND 20855-2622
301-417-0200 FAX 301-975-0169

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PART ONE
ABANDONMENT OF A
STORM DRAINAGE EASEMENT
AS ESTABLISHED IN L.3679 F.652
ROCKVILLE ELECTION DISTRICT
MONTGOMERY COUNTY, MARYLAND
SCALE: 1"=50' JULY 2005

SCALE: 1"=50'
PLAT DATUM
P.B.69 P.6385

○	RADIUS	LENGTH	DELTA	TANGENT	CHORD BEARING	CHORD DIST.
1	130.00	20.83	44° 04' 25"	20.81	N76° 19' 35" W	20.81

HORNERS LANE

N74°56'40"E 102.50'
EXISTING DRAINAGE EASEMENT
PLAT BOOK 69 PLAT 6385
S74°56'40"W 82.84'

S87°59'20"E 116.48'

N 87° 59' 20" W 29.4'

R 130.00
L 20.84

MOORE DRIVE
(40' R/W)
P.B. 69 P.6385

PART TWO
ABANDONMENT OF
A 10 FOOT WIDE
DRAINAGE EASEMENT
CREATED BY P.B.69 P.6385

40'
R/W

I hereby certify that this sketch and accompanying description have been prepared under my supervision and are based upon available records.

Donald F. Remmers 7/15/05

DONALD F. REMMERS
Professional Land Surveyor
Maryland Registration No. 10888



PART TWO
 ABANDONMENT OF A
 10 FOOT WIDE DRAINAGE EASEMENT
 AS ESTABLISHED BY
 PLAT BOOK 69 PLAT NO. 6385
 ROCKVILLE ELECTION DISTRICT
 MONTGOMERY COUNTY, MARYLAND
 SCALE: 1"=50' JULY 2005

Apex
engineering

15850 CRABBS BRANCH WAY, SUITE 200
ROCKVILLE, MARYLAND 20855-2622
301-417-0200 FAX 301-975-0169

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